C-1100/ (3) (1)

IN THE HON'BLE HIGH COURT OF JUDICATURE AT BILASPUR CHHATTISGARH

WRIT PETITION No. 1952/2002

Ashok Kumar Devnani
S/o Late Hariram Devnani,
Aged about 47 years,
R/o Amapara Kanker,
Distt. Kanker (CG)

...PETITIONER

VERSUS

1. State of Chhattisgarh,
Through Commissioner,
Bastar Division, Jagadalpur,
(CG)

2. Collector,
Kanker, Distt. Kanker(CG)

3. Sub-Divisional Magistrate,
Kanker, Distt. Kanker(CG)

...RESPONDENTS

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF APPROPRIATE WRIT/WRITS OR APPROPRIATE DIRECTION/DIRECTIONS

आदेश पत्रक

मामला क्रमांक W.P.No. 1952/2002 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

11/10/2002

Shri U.N.S. Deo, counsel for the petitioner.

Shri Ranbir Singh, GA for the State.

Heard.

Challenge in this writ petition is to the order dated 02/07/2002 passed by the Commissioner, Bastar Division, Jagdalpur whereby the appeal filed by the petitioner has been dismissed as barred by time.

A mere perusal of the impugned order indicates that it has been passed without proper consideration and without taking into consideration the application for condonation of delay in its proper perspective.

In seeking condonation it is specifically mentioned in the application that the petitioner's counsel namely, Shri Mohd. Mueen Nawab was, involved in a complaint case under Section 498-A because of which counsel was keeping away from his residence and was not available. Not only that, it was also mentioned in the application that counsel's parents had been arrested and the counsel, in order to avoid arrest, was

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आदेश पत्रक

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	and proceed to dispose of the matter on its own merits within a reasonable period, preferably before Diwali. With the aforesaid observations and directions, this writ petition stands disposed of. Consequently, M.W.P.No. 1014/2002 & I.A.No. 6396/2002 stand disposed of. Certified Copy as per rules. Sd/- P.C.Naik Judge	